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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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09/201,867

11/30/1998

YUTAKA TAKAMI

HIT2944

2148

24956

7590

10/19/2006

MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.
1800 DIAGONAL ROAD
SUITE 370
ALEXANDRIA, VA 22314

EXAMINER

COLBERT, ELLA

ART UNIT

PAPER NUMBER

3694

DATE MAILED: 10/19/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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| EXAMINER |
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E. Colbert

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| ART UNIT | PAPER |
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3694 20061016

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Response to Applicants' Communication

1. Claims 23-40 are pending. Group I, Claims 23-35 and 38 have been elected and claims 36, 37, 39, and 40 have been withdrawn with traverse in response to the Election/Restriction Requirement filed 05/27/04.

The amendment filed on 05/27/04 is not fully responsive to the prior Office action because of the following matter: Applicants' did not provide any arguments and supporting evidence as to why the Restriction was traversed.

Since the above-mentioned reply appears to be *bona fide*, Applicant is given a time period of **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the correction in order to avoid abandonment. Extensions of this time period maybe granted under 37 CFR 1.136(a).

This action is **NON-FINAL**.

Inquiries


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ella Colbert whose telephone number is 571-272-6741. The examiner can normally be reached on Monday, Tuesday, and Thursday, 5:30AM-3:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James Trammell can be reached on 571-272-6712. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 3694

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

October 16, 2006


ELLA COLBERT
PRIMARY EXAMINER